



RCE/JFW

Approved for use through 10/31/2002. OMB 0651-0031  
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# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:  
Commissioner for Patents  
Mail Stop: RCE  
Alexandria, Virginia 22313-1450

Application Number	10/769,331 / 7399
Filing Date	October 30, 2004
First Named Inventor	Eric R. Keller
Art Unit	2825
Examiner Name	Thuan V. Do
Attorney Docket Number	X-1557-4 US

## This is a Request for Continued Examination (RCE) under 37 C.F.R. 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

### 1. Submission required under 37 C.F.R. 1.114

- a. ☒ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on November 17, 2006  
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☒ Other Fee Transmittal; Return Receipt Postcard

### 2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other \_\_\_\_\_

### 3. Fees

- The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.
- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 24-0040
- i. ☒ RCE fee required under 37 C.F.R. 1.17(e) in the amount of \$790.00
- ii. ☒ Extension of time fee (37 C.F.R. 1.136 and 1.17) Within First Month \$120.00
- iii. ☐ Other \_\_\_\_\_
- b. ☐ Check in the amount of \$\_\_\_\_\_ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)
- 01/11/2007 CNEGA1 00000055 240040 10769331  
01 FC:1801 790.00 DA

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print /Type)	<u>Michael R. Hardaway</u>	Registration No. (Attorney/Agent)	<u>52,992</u>
Signature	<u>[Signature]</u>	Date	<u>January 05, 2007</u>

### CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail / EXPRESS MAIL in an envelope addressed to: Commissioner For Patents, Mail Stop: RCE, P.O. Box 1450, Alexandria, Virginia 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print/Type)	<u>Pat Tompkins</u>	Date	<u>January 05, 2007</u>
Signature	<u>[Signature]</u>		

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Commissioner for Patents, Mail Stop: RCE, Alexandria, Virginia 22313-1450.



PTO/SB/17 (10-02)  
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<b>FEE TRANSMITTAL</b> <b>for FY 2007</b>  <i>Patent fees are subject to annual revision</i>	<b>Complete if Known</b>	
	<b>Application / Conf. No.</b>	10/769,331 / 7399
	<b>Filing Date</b>	January 30, 2004
	<b>First Named Inventor</b>	Eric R. Keller
	<b>Examiner Name</b>	Thuan V. Do
	<b>Art Unit</b>	2825
<b>TOTAL AMOUNT OF PAYMENT</b>	(\$ 910.00)	
	<b>Attorney Docket No.</b>	X-1557-4 US

<b>METHOD OF PAYMENT (check one)</b>	<b>FEE CALCULATION (continued)</b>																																																																																																								
1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees, any additional fees required, and credit any over payments to:  <input checked="" type="checkbox"/> Deposit Account  Deposit Account Number: 24-0040  Deposit Account Name: XILINX, INC.	<b>3. ADDITIONAL FEES</b> <table border="1"><thead><tr><th>Large Entity Fee Code</th><th>Fee (\$)</th><th>Fee Description</th><th>Fee Paid</th></tr></thead><tbody><tr><td>1051</td><td>130</td><td>Surcharge - late filing fee or oath</td><td></td></tr><tr><td>1052</td><td>50</td><td>Surcharge - late provisional filing fee or cover sheet.</td><td></td></tr><tr><td>1812</td><td>2,520</td><td>For filing a request for exparte reexamination</td><td></td></tr><tr><td>1804</td><td>920*</td><td>Requesting publication of SIR prior to Examiner action</td><td></td></tr><tr><td>1805</td><td>1,840*</td><td>Requesting publication of SIR after Examiner action</td><td></td></tr><tr><td>1251</td><td>120</td><td>Extension for reply within first month</td><td>\$120</td></tr><tr><td>1252</td><td>450</td><td>Extension for reply within second month</td><td></td></tr><tr><td>1253</td><td>1020</td><td>Extension for reply within third month</td><td></td></tr><tr><td>1254</td><td>1,530</td><td>Extension for reply within fourth month</td><td></td></tr><tr><td>1255</td><td>2,080</td><td>Extension for reply within fifth month</td><td></td></tr><tr><td>1401</td><td>500</td><td>Notice of Appeal</td><td></td></tr><tr><td>1402</td><td>500</td><td>Filing a brief in support of an appeal</td><td></td></tr><tr><td>1403</td><td>1000</td><td>Request for oral hearing</td><td></td></tr><tr><td>1451</td><td>1,510</td><td>Petition to institute a public use proceeding</td><td></td></tr><tr><td>1452</td><td>110</td><td>Petition to revive - unavoidable</td><td></td></tr><tr><td>1453</td><td>1,500</td><td>Petition to revive - unintentional</td><td></td></tr><tr><td>1501</td><td>1,400</td><td>Utility issue fee (or reissue)</td><td></td></tr><tr><td>1460</td><td>130</td><td>Petitions to the Commissioner</td><td></td></tr><tr><td>1807</td><td>50</td><td>Petitions related to provisional applications</td><td></td></tr><tr><td>1806</td><td>180</td><td>Submission of Information Disclosure Stmt</td><td></td></tr><tr><td>8021</td><td>40</td><td>Recording each patent assignment per property (times number of properties)</td><td></td></tr><tr><td>1809</td><td>790</td><td>Filing a submission after final rejection (37 CFR 1.129(a))</td><td></td></tr><tr><td>1810</td><td>790</td><td>For each additional invention to be examined (37 CFR 1.129(b))</td><td></td></tr><tr><td>1801</td><td>790</td><td>Request for Continued Examination (RCE)</td><td>\$790</td></tr><tr><td colspan="4">Other fee (specify) _____</td></tr></tbody></table>	Large Entity Fee Code	Fee (\$)	Fee Description	Fee Paid	1051	130	Surcharge - late filing fee or oath		1052	50	Surcharge - late provisional filing fee or cover sheet.		1812	2,520	For filing a request for exparte reexamination		1804	920*	Requesting publication of SIR prior to Examiner action		1805	1,840*	Requesting publication of SIR after Examiner action		1251	120	Extension for reply within first month	\$120	1252	450	Extension for reply within second month		1253	1020	Extension for reply within third month		1254	1,530	Extension for reply within fourth month		1255	2,080	Extension for reply within fifth month		1401	500	Notice of Appeal		1402	500	Filing a brief in support of an appeal		1403	1000	Request for oral hearing		1451	1,510	Petition to institute a public use proceeding		1452	110	Petition to revive - unavoidable		1453	1,500	Petition to revive - unintentional		1501	1,400	Utility issue fee (or reissue)		1460	130	Petitions to the Commissioner		1807	50	Petitions related to provisional applications		1806	180	Submission of Information Disclosure Stmt		8021	40	Recording each patent assignment per property (times number of properties)		1809	790	Filing a submission after final rejection (37 CFR 1.129(a))		1810	790	For each additional invention to be examined (37 CFR 1.129(b))		1801	790	Request for Continued Examination (RCE)	\$790	Other fee (specify) _____			
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<b>SUBMITTED BY</b>		<b>Complete (if applicable)</b>	
<b>Name (Print/Type)</b>	Michael R. Hardaway	<b>Registration No. (Attorney/Agent)</b>	52,992
<b>Signature</b>		<b>Telephone</b>	408-879-6149
		<b>Date</b>	01-05-2007

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